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DATE: September 13, 2004

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FROM: Karen A. Lowney  
Reg. No.: 31,274  
Legal DepartmentPHONE: (631) 531-1191  
FAX: (631) 531-1340Number of pages including cover sheet: (12)**MESSAGE:**

Serial No.: 10/623,968

Filing Date: July 21, 2003

Attorney Docket No.: 02.19US

**Attached are the following Documents:**

1. Fax Cover Sheet - (1 page)
2. Transmittal Form (1 page)
3. Information Disclosure Statement (2 pages)
4. (IDS)/Form PTO/SB/08A (1 pages)
5. 1 Cited Reference (7 pages)

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PTO/SB/21 (02-04)

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<b>TRANSMITTAL FORM</b> <i>(To be used for all correspondence after initial filing)</i>		Application Number 10/623,968
Total Number of Pages In This Submission 11	Filing Date JULY 21, 2003	First Named Inventor LUO, et al.
	Art Unit TBA	Examiner Name TBA
		Attorney Docket Number 02.19US

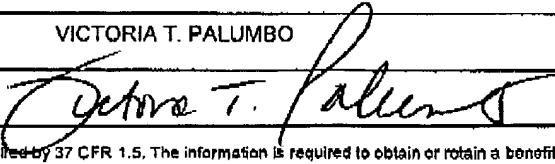
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<input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual name KAREN A. LOWNEY, ESQ. (Reg No. 31,274)
Signature
Date

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name VICTORIA T. PALUMBO
Signature 
Date 9-13-04

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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SEP 13 2004

Attorney Docket No.: **02.19US**Serial Number: **10/623,968**First Inventor: **Luo, et al.**Examiner: **TBA**Group Art Unit: **TBA**Filed: **July 21, 2003**For: **Transfer Resistant Cosmetic****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE****Information Disclosure Statement under 37 C.F.R. 1.97(b)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

Sir:

In accordance with 37 C.F.R. 1.56, 1.97 and 1.98, Applicant submits herewith references which he/she believes may be material to the examination of this application and with respect to which there may be a duty to disclose in accordance with 37 C.F.R. 1.56.

While the references may be "material" under 37 C.F.R. 1.56, it is not intended to constitute an admission that the references are "prior art" unless specifically designated as such.

The filing of this Information Disclosure Statement shall not be construed as a representation that no other material references than those listed exist or that a search has been conducted.

The references are listed on the enclosed Forms PTO/SB/08A (substitute for Form 1449/PTO) which is in accordance with the requirements of M.P.E.P. 609. A copy of the references is also enclosed.

The references are as follows:

1. U.S. Patent No. 5,162,410, 11/10/1992, Sweet

It is respectfully requested that these references be considered by the Patent and Trademark Office in its examination of the above-identified application and be made of record therein. The Examiner is also invited to contact the undersigned if there are any questions concerning this paper or the attached references.

This IDS is being submitted before a first action on the merits. Therefore, no fee is believed due.

Respectfully submitted,

Date: 9/13/04

  
Karen A. Lowney (Reg. No. 31-274)  
The Estee Lauder Companies Inc.  
125 Pinclawn Road  
Melville, NY 11747

PTO/SB/08A (08-03)

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Substitute for Form 1449/PTO		Complete if Known	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> <i>(Use as many sheets as necessary)</i>			
Application Number	10/623,968		
Filing Date	July 21, 2003		
First Named Inventor	Luo, et al.		
Art Unit	TBA		
Examiner Name	TBA		
Sheet	1	of	1
		Attorney Docket Number	
		02.19US	

<b>Examiner Signature</b>	<b>Date Considered</b>
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**\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. "Applicant's unique citation designation number (optional).<sup>2</sup> See Kind Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.**

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete. Including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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